*Cases booked under the Trade Disputes Act.*

* 428 *Q*.—SRI K. GOVINDA RAO : Will the Hon. the Minister for Industries and Labour be pleased to state—

(*a*) whether any of the industrialists in our State refused to implement the awards passed by the Labour Tribunals during the year 1952–53; and

(*b*) if so, how many were brought to book under the Trade Disputes Act for refusal to implement the awards in 1952–53?

THE HON. DR. U. KRISHNA RAO :—" (*a*) Yes, Sir.

11-30 a.m. " (*b*) Necessary action has been taken under the Industrial Disputes Act against twelve managements for refusal to implement the awards in 1952–53. Some have been prosecuted; in some recovery of amounts has been ordered; in some delay has occurred in taking action owing to appeals having been filed by the managements in the appropriate Courts."

SRI K. GOVINDA RAO :—" Will the Hon. Minister give the correct figure relating to such managements? "

THE HON. DR. U. KRISHNA RAO :—" I said that we took action against twelve managements. I shall read out their names, Sir. They are as follows :—

Beedi and Cigar factories in Chirakkal taluk,

Five Cinema Houses in Mangalore, South Kanara,

Mampuram Tile and Clay Works, Tirurangadi, Malabar district,

Messrs. G. N. Chakrapani and Sons, Limited, Madurai,

Messrs. Murugan Dress Manufacturing Company, Madurai,

Indian Metal and Metallurgical Corporation, Mettur Dam,

Thirty-two textile mills in Coimbatore,

Messrs. Mohammadeya Restaurant, Madras,

Messrs. Lakshmi Engineering Works, Madras.

Messrs. Holms and Company, Madras,

Messrs. Lakshmi Talkies, Madras, and

Eleven Cinema Houses in Salem."

SRI K. P. GOPALAN :—" May I know why the Government delay in taking action against the managements who are not prepared to implement the awards? Is it the policy of the Government to help the management in delaying the implementation of the awards? I can give so any instances in Malabar where such delay has taken place."

THE HON. DR. U. KRISHNA RAO :—" It is not the policy of the Government to help the managements in this respect. So far as I am aware, there is no delay in prosecuting those who do not implement the awards."

14th July 1953]

SRI M. VEERABHADRAM :—" Arising out of the answer given by the Hon. Minister, may I know whether proceedings under section 29 of the Industrial Disputes Act were instituted in any case where the employers refused to implement the awards of the Tribunals? "

THE HON. DR. U. KRISHNA RAO :—"As I said, we have taken action and there have been a number of prosecutions. Sometimes delay has taken place in the matter of recovery because money is not available immediately. The properties are either in the name of somebody else or are not available at the moment. Therefore, there is some delay."

SRI P. RAMAMURTHI :—" May I know the result in respect of those cases where prosecution has actually been launched by the Government? "

THE HON. DR. U. KRISHNA RAO :—" Yes, Sir.

| | |
|---|---|
| **Beedi and Cigar factories in Chirakkal taluk, Malabar district.** | **The managements filed applications in the High Court, Madras, for quashing the order of the Industrial Tribunal. The High Court dismissed the application and confirmed the Industrial Tribunal's award. Action for recovery of amounts due to workers is being taken.** |
| **Five Cinema Houses in Mangalore, South Kanara.** | **The question of prosecution of the managements is under consideration.** |
| **Mampuram Tile and Clay works, Tirurangadi, Malabar district.** | **The management filed an appeal against the Industrial Tribunal's award to the Labour Appellate Tribunal who dismissed the appeal and confirmed the award. Action is being taken for the prosecution of the management.** |
| **Messrs. G. N. Chakrapani & Sons, Limited (Engineering Works), Madurai.** | **The management have filed an appeal against the award before the Labour Appellate Tribunal whose decision is awaited.** |
| **Messrs. Murugan Dress Manufacturing Company, Madurai.** | **Amount due to workers under the award has been recovered.** |
| **Indian Metal and Metallurgical Corporation, Mettur Dam.** | **There has been change of management. Legal position of the lessee who is running the concern now is under consideration.** |
| **Thirty-two textile mills in Coimbatore** | **The managements of 15 mills have not implemented the award and action to recover the amoant due to workers is being taken. The question whether prosecution should be launched against them is also under consideration.** |
| **Messrs. Mohammadeya Restaurant, Madras.** | **Prosecution was sanctioned and the accused was convicted and fined Rs. 50.** |
| **Messas. Lakshmi Engineering Works, Madras.** | **The management was prosecuted and the recovery of amount due to workers was ordered.** |
| **Messrs. Holms & Co., Madras ..** | **The management was prosecuted. The recovery of amouat due to workers was also ordered.** |
| **Messrs. Lakshmi Talkies, Madras ..** | **Action is being taken for the prosecution of the management and for recovery of amounts due to workers.** |
| **Eleven Cinema Houses in Salem ..** | **The Collector of Salem has been asked to recover the amounts due to the workers from the employers under the award.** |

SRI P. RAMAMURTHI :—" From the long list of the cases that the Hon. Minister has read out to us, it is apparent that prosecution has been launched against only one individual and that in respect of the others, the question of launching prosecution is still under the active consideration of the Government. May I know how long this question has been under the consideration of the Government? "

THE HON. DR. U. KRISHNA RAO :—" I want notice because I have to get some more details."

SRI P. RAMAMURTHI :—" Do the Government think that the imposition of a fine of Rs. 50 on a management which refuses to implement an award involving thousands of rupees due to the workers is adequate punishment for the offence? "

THE HON. DR. U. KRISHNA RAO :—" The hon. the Leader of the Opposition knows that the Government cannot dictate to the Magistrate what exactly should be the penalty."

SRI P. RAMAMURTHI :—" Do the Government propose to amend the law to see that drastic punishment is meted out to people who do not implement the awards? "

THE HON. SRI C. RAJAGOPALACHARI :—" Even then we cannot ask the Magistrate to give a particular punishment."

*Water-supply Schemes.*

* 429 *Q.*—SRI G. RAMA RAO : Will the Hon. the Minister for Health be pleased to state whether the Government are taking any and if so, what steps to relieve the acute water scarcity which exists in several towns and villages of this State and to keep themselves in touch with the situation in the various parts of the State regarding the availability of drinking-water therein?

THE HON. SRI A. B. SHETTY :—" A statement [a] is placed on the table of the House."

SRI G. RAMA RAO :—" It has been said that there is scarcity of drinking water in almost all the taluks in the State. In Krishna district alone all the wells are dry. The officials have been saying that they have no funds available with them to dig wells. May I know the reason for the delay in providing the officials with the requisite funds? "

THE HON. SRI A. B. SHETTY :—" I am not able to understand with regard to which particular place the hon. Member is putting this question."

SRI G. RAMA RAO :—" In the months of May and June last just when there was no water in the wells, the officials were saying that they had no funds with them to dig wells. Why was this delay made by the Government in providing funds for this important work? "

---

[a] Printed as Appendix III on pages 90–91 infra.